

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE: :
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OPENAI, INC., : 25-md-3143 (SHS) (OTW)
COPYRIGHT INFRINGEMENT LITIGATION, :
: ;
: ; **ORDER**
This Document Relates To: :
23-CV-11195 :
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ONA T. WANG, United States Magistrate Judge:

The Court is in receipt of OpenAI's proposed order regarding the sampling methodology for the output log data marked for deletion, (see ECF 104), as well as News Plaintiffs' request for an opportunity to respond to OpenAI's proposal. (ECF 98).

News Plaintiffs' request is **GRANTED**. News Plaintiffs are directed to file a letter response not to exceed three pages by **Friday, June 13, 2025**. News Plaintiffs' letter response should address, but is not limited to, the following:

- 1) OpenAI's proposed search terms, (see ECF 104-1);
- 2) The distinction, if any, between the proposed "test" and "control" samples; and
- 3) The relevance of the sampling methodology from the *Anthropic* case proposed by OpenAI to the data sets at issue.

SO ORDERED.

Dated: June 11, 2025
New York, New York

s/ Ona T. Wang
Ona T. Wang
United States Magistrate Judge